



Atty. Dkt. No. 034536-0323

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gerard MANNING et al.
Title: METHOD FOR SELECTIVELY INHIBITING FUNGAL GROWTH
Appl. No.: 10/618,581
Filing Date: 07/15/2003
Examiner: Unassigned
Art Unit: 1632

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document, except as noted below, is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*



The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

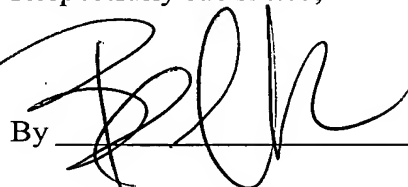
The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 1/20/04

By 

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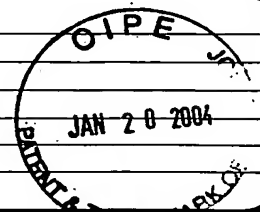
Beth A. Burrous

Attorney for Applicant

Registration No. 35,087

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known	
		Application Number Filing Date First Named Inventor Group Art Unit Examiner Name Attorney Docket Number	10/618,581 07/15/2003 Gerard MANNING 1632 Unassigned 034536-0323
Sheet	1	of	2



U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	A1	5,837,726	A	LIU et al.	11-17-1998	
	A2	6,399,319	B1	PILLONEL et al.	06-04-2002	

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
	A3	SPELLMAN et al., "Comprehensive Identification of Cell Cycle-regulated Genes of the Yeast <i>Saccharomyces cerevisiae</i> by Microarray Hybridization," Molecular Biology of the Cell, December 1998, pp. 3273-3297, Vol. 9, No. 12, The American Society for Cell Biology	
	A4	Enzyme - Database & Tool, General Methology, http://bric.postech.ac.kr/protocols/general_methology/general_protocol_42.html	
	A5	NCBI Sequence Viewer, Accession CAB90133, June 24, 2003	
	A6	NCBI Sequence Viewer, Accession CAB86416, April 5, 2000	
	A7	NCBI Sequence Viewer, Accession CAB77649, March 17, 2000	
	A8	NCBI Sequence Viewer, Accession CAB52032, June 20, 2003	
	A9	NCBI Sequence Viewer, Accession CAA21941, November 5, 1998	
	A10	NCBI Sequence Viewer, Accession CAA18998, June 24, 2003	
	A11	NCBI Sequence Viewer, Accession CAA20726, June 24, 2003	
	A12	NCBI Sequence Viewer, Accession CAB10142, June 20, 2003	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

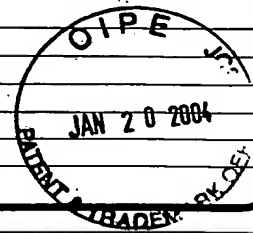
¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>10/618,581</td> </tr> <tr> <td>Filing Date</td> <td>07/15/2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Gerard MANNING</td> </tr> <tr> <td>Group Art Unit</td> <td>1632</td> </tr> <tr> <td>Examiner Name</td> <td>Unassigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>034536-0323</td> </tr> </table>		Application Number	10/618,581	Filing Date	07/15/2003	First Named Inventor	Gerard MANNING	Group Art Unit	1632	Examiner Name	Unassigned	Attorney Docket Number	034536-0323
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Sheet	2	of	2														



NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
	A13	NCBI Sequence Viewer, Accession CAB08165, June 20, 2003	
	A14	NCBI Sequence Viewer, Accession NP_596657, March 5, 2002	
	A15	NCBI Sequence Viewer, Accession NP_595795, March 5, 2002	
	A16	NCBI Sequence Viewer, Accession NP_588360, March 4, 2002	
	A17	NCBI Sequence Viewer, Accession AAA96531, April 10, 1996	
	A18	NCBI Sequence Viewer, Accession BAA06911, February 7, 1999	
	A19	NCBI Sequence Viewer, Accession CAC08559, June 6, 2001	
	A20	NCBI Sequence Viewer, Accession CAA21941, November 8, 1998	

Examiner Signature	Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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